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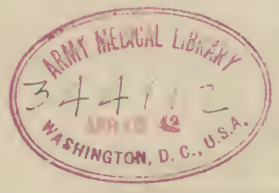
Historical Records Survey - Idaho

GUIDE TO PUBLIC VITAL STATISTICS RECORDS

IN IDAHO

STATE AND COUNTY

Prepared by
The Idaho Historical Records Survey Project
Division of Community Service Programs
Work Projects Administration



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Boise, Idaho
The Idaho Historical Records Survey Project
March 1942

Historical Records Survey Projects

Sargent B. Child, Director
Allen B. Eaton, State Supervisor

Research and Records Programs

Robert H. Slover, Regional Supervisor
E. M. Wilson, Chief of Section, Idaho

Division of Community Service Programs

Florence Kerr, Assistant Commissioner
Mary Isham, Chief Regional Supervisor
Eva Bourgeois, State Director

WORK PROJECTS ADMINISTRATION

Howard O. Hunter, Commissioner
R. L. Nicholson, Regional Director
Dean W. Miller, State Administrator

. . . . . .

Historical Records Survey Program in Idaho

Official Sponsor: Secretary of State
Cosponsors: Ada County Commissioners

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PREFACE

The Historical Records Survey was initiated on a Nation-wide basis in January 1936 under the direction of Dr. Luther H. Evans. It operated as a Federally sponsored project until 1939 when the Federal Emergency Relief Appropriation Act of that year required that all units of the project be sponsored locally. Since that time the Secretary of State has been official sponsor of the project in the State of Idaho. In March 1940 Dr. Evans was called to the Library of Congress and was succeeded as director of the Historical Records Survey by Sargent B. Child. The Survey, a project of the Work Projects Administration operates under the Research and Records Programs through the Division of Community Service Programs of which Mrs. Florence Kerr, Assistant Commissioner, is in charge.

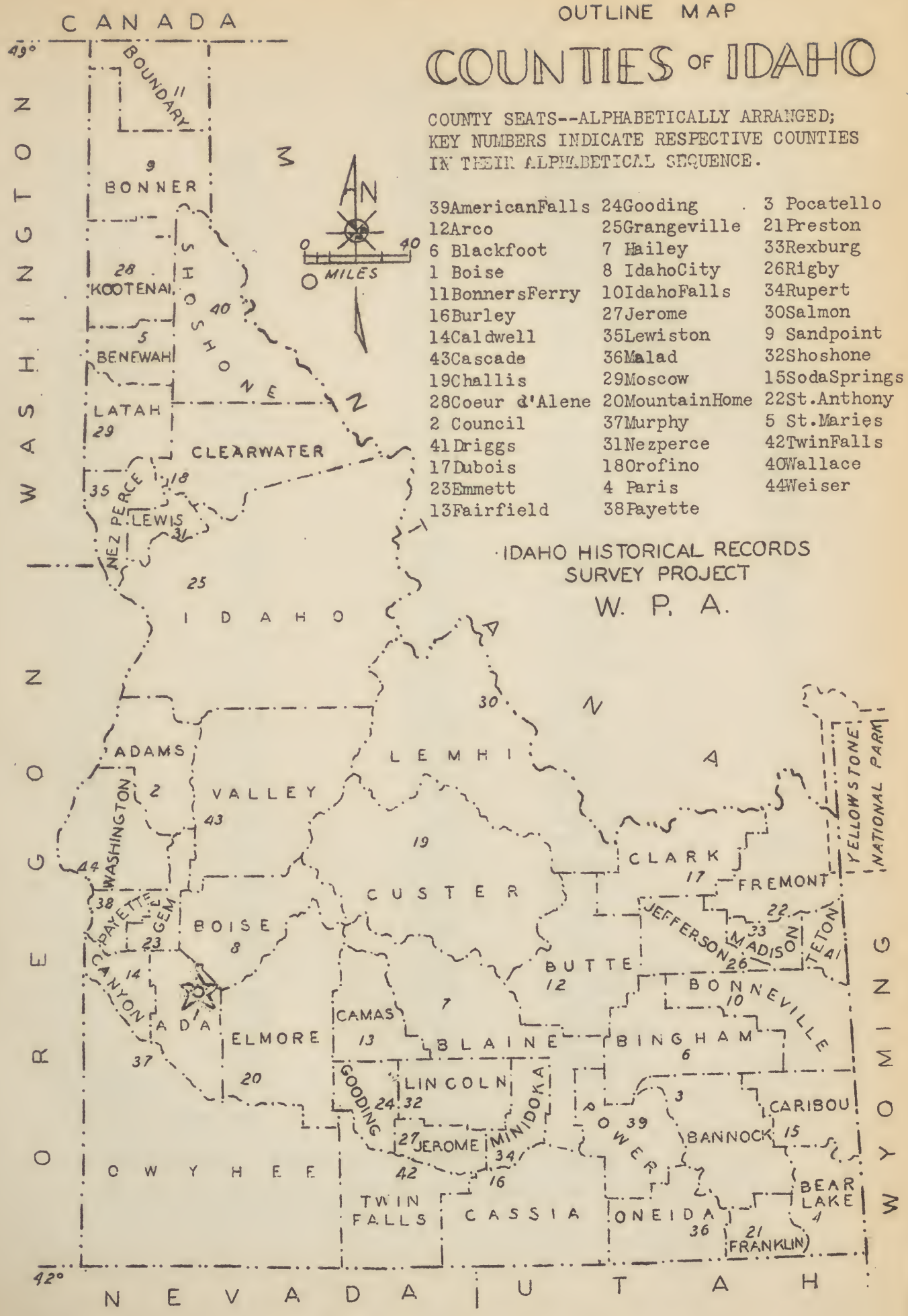
As a result of the national emergency, and later the actual declaration of war, the need and demand for information as to where Vital Statistics records can be found, and for what periods, has greatly increased. The Director of The Census has emphasized the importance of making available the work in Vital Statistics done by Historical Records Survey Projects. Many government departments and agencies, as well as business corporations holding government contracts, and others need this information. Accordingly the Historical Records Survey Project in each State has been requested to assemble and edit and put out in mimeograph book form its material onVital Statistics records.

This volume, the eleventh book published by the Idaho project, covers public Vital Statistics records of the forty-four counties of Idaho and of the State Bureau of Vital Statistics. Under the separate headings of births, deaths, marriages, and divorces, the records, both county and State, are listed and described. Also there are essays discussing the records and their background of legislative act and executive order. For the information and convenience of those consulting this volume there has been inserted an outline map of the counties of Idaho, and a tabulation of the counties and county seats and their populations, and an index of the records.

The publications of the Historical Records Survey have been issued for free distribution to a limited national mailing list of libraries and government agencies and to certain State and local officials and libraries in Idaho. This Guide to Public Vital Statistics will be distributed also to all State Vital Statistics Bureaus in the United States and requests from government contractors and others will be met in so far as the necessarily limited edition will permit. Requests should be addressed to Allen B. Eaton, State Supervisor, Historical Records Survey Project, Boise, Idaho.

Allen B. Eaton
State Supervisor
Idaho Historical Records Survey Project

Boise, Idaho
March 1942



OUTLINE MAP

COUNTIES OF IDAHO

COUNTY SEATS--ALPHABETICALLY ARRANGED;
KEY NUMBERS INDICATE RESPECTIVE COUNTIES
IN THEIR ALPHABETICAL SEQUENCE.

39AmericanFalls	24Gooding	3 Pocatello
12Arco	25Grangeville	21Preston
6 Blackfoot	7 Hailey	33Rexburg
1 Boise	8 IdahoCity	26Rigby
11BonnersFerry	10IdahoFalls	34Rupert
16Burley	27Jerome	30Salmon
14Caldwell	35Lewiston	9 Sandpoint
43Cascade	36Malad	32Shoshone
19Challis	29Moscow	15SodaSprings
28Coeur d'Alene	20MountainHome	22St.Anthony
2 Council	37Murphy	5 St.Maries
41Driggs	31Nezperce	42TwinFalls
17Dubois	18Orofino	40Wallace
23Emmett	4 Paris	44Weiser
13Fairfield	38Payette	

IDAHO HISTORICAL RECORDS
SURVEY PROJECT
W. P. A.

LIST OF COUNTIES OF IDAHO

County	Year Created	County Pop. 1940 Census	County Seat	County Seat Pop. 1940
Ada	1864	50,401	Boise	26,130
Adams	1911	3,407	Council	692
Bannock	1893	34,759	Pocatello	18,133
Bear Lake	1875	7,911	Paris	932
Benewah	1915	7,322	St. Maries	2,234
Bingham	1885	21,044	Blackfoot	3,681
Blaine	1895	5,295	Hailey	1,443
**Boise	1863	2,333	Idaho City	273
Bonner	1907	15,667	Sandpoint	4,356
Bonneville	1911	25,697	Idaho Falls	15,024
Boundary	1915	5,987	Bonners Ferry	1,345
Butte	1917	1,877	Arco	548
Camas	1917	1,360	Fairfield	511
Canyon	1891	40,987	Caldwell	7,272
Caribou	1919	2,284	Soda Springs	1,087
Cassia	1879	14,430	Burley	5,329
Clark	1919	1,005	Dubois	332
Clearwater	1911	8,243	Orofino	1,602
Custer	1881	3,549	Challis	620
Elmore	1889	5,518	Mountain Home	1,193
Franklin	1913	10,229	Preston	4,236
Fremont	1893	10,304	St. Anthony	2,719
Gem	1915	9,544	Emmett	3,203
Gooding	1913	9,257	Gooding	2,568
**Idaho	1861	12,691	Grangeville	1,929
Jefferson	1913	10,762	Rigby	1,978
Jerome	1919	9,900	Jerome	3,537
*Kootenai	1864	22,283	Coeur d'Alene	10,049
Latah	1888	18,804	Moscow	6,014
Lemhi	1869	6,521	Salmon	2,439
Lewis	1911	4,666	Nezperce	590
Lincoln	1895	4,230	Shoshone	1,366
Madison	1913	9,186	Rexburg	3,437
Minidoka	1913	9,870	Rupert	3,167
**Nez Perce	1861	18,873	Lewiston	10,548
Oneida	1864	5,417	Malad	2,731
Owyhee	1863	5,652	Murphy	100***
Payette	1917	9,511	Payette	3,322
Power	1913	3,965	American Falls	1,439
**Shoshone	1861	21,230	Wallace	3,839
Teton	1915	3,601	Driggs	1,040
Twin Falls	1907	36,403	Twin Falls	11,851
Valley	1917	4,035	Cascade	1,029
Washington	1879	8,853	Weiser	3,663
State of Idaho	1890	524,873		

*Created by statute 1864 - not organized until 1881.

**Created by the Territory of Washington before Territory of Idaho was created by Congress in 1863.

***Estimate; village not incorporated, not co-extensive with voting precinct.

ABBREVIATIONS

alph. . . . . alphabetical(ly)

arr. . . . . arranged, arrangement

ch. . . . . chapter

chron. . . . . chronological(ly)

f.b. . . . . .filo box(es)

f.d. . . . . file drawer(s)

ibid. . . . . ibidem (in the same place)

I.C.A. . . . . Idaho Code Annotated 1932

L.S.I. . . . . General Laws of the State of Idaho

num. . . . . numerical(ly)

no.(s) . . . . . number(s)

p.,pp. . . . . page(s)

sec. . . . . section

vol.(s) . . . . . volume(s)

SYMBOLS

-- places after a year date means from that year to the present time.

BIRTHS AND DEATHS

The subject of births and deaths in Idaho is largely covered by the same code of laws. This is especially true with respect to the laws pertaining to the registration of births and deaths and the records required to be kept. They are classified as "Vital Statistics," a subtitle which appears in the Idaho Code Annotated under the main title, "Health and Safety." (I.C.A. 1932, Title 38.) The legal and historical background of birth and death records as public records is the same. Laws pertaining to the keeping of these records were enacted at the same time. Changes in the recording procedure made with respect to one were also made with respect to the other. For these reasons it seemed simpler and more logical to treat of them together rather than discuss them in separate essays.

The recording of information concerning births and deaths was not legally recognized as a public responsibility until 1907. Prior to this time, certain statistical information had been kept by some of the churches, also some incomplete records were kept by the undertakers and physicians and probably in some instances, by midwives. It is well known that many of the churches have kept in the past and still keep records of baptisms from which cam be dervied information as to date of birth, name and residence of parents and other related information. The extent and completeness of this information is not known. At best, it is probably fragmentary. In the first instance, only a certain percent of the population belongs to any church. This fact precludes the possibility of any one baptismal record covering more than a part of the births. The same holds true of death records which are kept by some of the churches. While some undertakers have probably kept memorandum information concerning deceased persons, the extent of this is not known. The permanent preservation of any of these memorandum records is doubtful.

The first laws requiring a public record to be made of births and deaths appeared in the legislation designed to set up a State Board of Health with powers and duties pertaining to the preservation of health throughout the State. It was enacted by the Ninth State Legislature in 1907. The keeping of records of births and deaths was made, in the first instance, a responsibility of physicians and professional midwives who attended at the birth of any child; and of any physician, clergyman, coroner, or undertaker who had the care of a person in his last sickness or charge of arrangements for his burial (L.S.I. 1907, secs. 10, 11, p. 186). Certain information was required to be kept by the above mentioned persons and quarterly reports made to the county recorder (ibid., sec. 12). The recorder, in turn, was required to keep separate registers known as "Register of Births" and "Register of Deaths," in which the information contained in the quarterly reports must be entered (ibid., sec. 13). From the information contained in these registers, he was required to make reports to the State Board of Health at the end of each quarter (ibid., sec. 14) and the law provided that the Secretary of the Board should be made Register of Vital Statistics (ibid., sec. 17, p. 187).

Births and Deaths

The law covering the registration of births and deaths was changed in 1911, relieving the county recorder of all responsibility for the keeping of birth and death records and for the making of reports to the State Department of Health concerning the same. The new law, which is in effect at the present time in substantially the same form as when it was enacted in 1911, gave the State Board of Health sole authority, under the provisions of the law, in the matter of registration of births and deaths; also the State Board of Health was given authority to establish a Bureau of Vital Statistics. (L.S.I. 1911, ch. 191, pp. 631-632; I.C.A. 1932, title 38, ch. 2.) Although the laws concerning the registration of births and deaths have not changed materially since 1911, the agency which administers the laws has undergone some changes. The State Board of Health was abolished in 1919 (L.S.I. 1919, ch. 8, art. 4, sec. 38, p. 66) and its powers and responsibilities were transferred to a newly created State Department of Public Welfare (L.S.I. 1919, art. 3, sec. 35, p. 63). In 1941 the State Department of Public Welfare was abolished (L.S.I. 1941, ch. 82, p. 151) and many of its duties and powers including the registration of births and deaths were transferred to a newly created State Department of Public Health (L.S.I. 1941, ch. 196, p. 478). A Bureau of Vital Statistics has been created in the State Department of Public Health by executive order. All matters relating to births and deaths are handled through this bureau.

Under the present law the State Department of Public Health has full charge of the registration of births and deaths. It must devise the details of registration, prepare the necessary forms and blanks for obtaining and preserving the statistical data, and assume general responsibility for the enforcement of the law throughout the State (L.S.I. 1911, ch. 191, sec. 1, p. 632; I.C.A. 1932, 38-201). Legal provision is made for dividing the State into registration districts and the appointing of local registrars of births and deaths in each district. Under the provisions of the law, each city and incorporated village is designated as a primary registration district. The State Department of Public Health has been given authority to divide the rural areas into convenient rural registration districts (L.S.I. 1911, ch. 191, sec. 3, p. 633; I.C.A. 1932, 38-202) and to appoint local registrars for these districts as well as for the city and village districts (L.S.I. 1911, ch. 191, sec. 4, p. 633; I.C.A. 1932, 38-203). At the present time the State is divided into 84 registration districts.

Physicians and midwives are primarily responsible for making certificates of births to the local registrars. If there is no physician or midwife in attendance, it then becomes the duty of the father, mother, nurse, attendant, or manager or superintendent of a hospital, or any other person present and having knowledge of the birth, to report the same to the local registrar of the district in which the birth occurs. When such report is made, it is the duty of the local registrar to secure the necessary information to make a proper certificate of birth such as would be made by a physician or midwife if either were in attendance at the time of the birth. (L.S.I. 1911, ch. 191, sec. 13, p. 638; I.C.A. 1932, 38-214.) Certain definite information is required to be included in the birth cer-

tificate. It must contain the following items: 1. The place of birth including name of the State, county, township or town, village or city the ward, street and house number, or name of the hospital or other institution in which a child is born, if born in such institution. 2. The full name of the child. If the child has not been named at the time the certificate is made out, the space must be left blank and filled in later on the basis of information received in a supplemental report which is required by law to be filed. 3. The sex of the child. 4. Whether a twin, triplet of other plural birth. 5. Whether legitimate or illegitimate. 6. Full name of the father. 7. Residence of the father. 8. Color or race of the father. 9. Birthplace of the father. 10. Age of the father at last birthday. 11. Occupation of the father. 12. Maiden name of the mother. 13. Residence of the mother. 14. Color or race of the mother. 15. Birthplace of the mother. 16. Age of the mother at last birth date. 17. Occupation of the mother. 18. Number of children of this mother; and number of children of this mother now living. (L.S.I. 1911, ch. 191, sec.14, p. 639; I.C.A. 1932, 38-215.)

The form of birth certificate used by the Department of Public Health conforms to the law in most respects. It is a little more inclusive; some information not required by law is called for in the certificate. The law is defective in some respects. Strange as it may seem no provision is made for including the birth date as part of the information required. However, this information is included in the birth certificate in use. Certainly no certificate would be complete without it. Certain information for statistical purposes not related to births, and not required by law, is included in the birth certificate form now in use. The certificate provides for the reporting of information on the length of time the mother has resided in Idaho. This is for the purpose of assembling statistical information on population movements, especially with reference to migration to Idaho.

A bill was enacted in 1937 making provision for the registration of births which occured prior to 1911 or which occurred subsequent to that date but were not recorded. In all such cases, the local registrars have authority to receive certificates of birth and file the same with the Bureau of Vital Statistics (L.S.I. 1937, ch. 139, sec. 4, p. 225). The certificate used is substantially the same as that used to report and record current births. In addition to the formal certificate usually filled in and signed by a physician or midwife, there is an affidavit form appended which may be filled in and signed by some person other than a physician or midwife who has knowledge of the requisite facts concerning the birth of an applicant for a certificate. The affiant states that he or she is in possession of such vital knowledge and that the affidavit is being made by him because the person who attended at the birth is dead or cannot be located.

Under the law, the certificate is supposed to be filed with the local registrar and sent to the Bureau of Vital Statistics in the regular way as hereinafter described. But the demand for these delayed regis-

trations has been so great that the Bureau of Vital Statistics has undertaken the task of making the delayed registration in its office and issuing the certificate from there to avoid the delay of local registration and reporting.

In the case of death the funeral director is responsible for obtaining and filing the death certificate with the local registrar. It is his duty to obtain the general statistical information, such as correct name, residence, place of death. etc., from any one qualified to furnish it, placing it on the certificate and requiring the informant to sign his name to it. Then he must present the certificate to the attending physician if there be one and, if not, to the health officer or the coroner and have him supply the medical information as to the cause of death such as disease, accident, suicide, etc. or other contributing factors. He must also require the person furnishing this information to attach his signature to it in the proper place on the certificate. Finally the funeral director must attach his own signature to the certificate and file it with the local registrar. (L.S.I. 1911, ch. 191, sec. 9, p. 637; I.C.A. 1932, 38-208.) Under the law, the detailed information to be furnished on each death certificate, by the persons above mentioned, is as follows: 1. Place of death, including State, County, township, city, the ward, the street and house number. If the deceased was in a hospital or other institution at the time of his death, the name of the hospital or institution is given instead of the street and house number. 2. Full name of decedent. If the deceased is an unnamed child, the family name must be given, preceded by the word "unnamed." 3. Sex. 4. Color or race. 5. Marital status. 6. Date of death, showing the month, day and year. 7. Age in years, months and days. 8. Name of State or foreign country in which born. 9. Name of father. 10. Birthplace of father, State or foreign country. 11. Maiden name of mother. 12. Birthplace of mother. 13. Occupation of deceased. 14. Signature and address of informant. 15. Year, month and day of death. 16. Statement of attending physician. 17. Cause or contributing causes of death. 18. Signature and address of person furnishing the medical information. 19. Length of residence at place of death and in the State of Idaho. 20. Place of burial or removal. 21. Date of burial or removal. 22. Signature and address of funeral director. 23. Official signature of the registrar, with the date when the certificate was filed and the registration number. (L.S.I. 1911, ch. 191, sec. 7, p. 635; I.C.A. 1932, 38-206.)

The death certificate now in use in Idaho, like the birth certificate, conforms to the requirements of the law but contains additional statistical information not relating directly to the death of the deceased or required by the law. This includes the social security number, whether or not the deceased was a war veteran and, if so, of what war, name and age of the surviving spouse, if there be one, whether the deceased in his lifetime lived in the city or the country, and, if foreign born, how long the deceased had lived in the United States prior to his death.

Births and Deaths

Thus far the matter of reporting births and deaths by physicians, midwives, funeral directors or others required under the law to make such reports, has been discussed without reference to kinds of records to be kept and by whom.

When a certificate of birth or death is filed with the local registrar, it is his duty to ascertain its correctness. If incomplete or unsatisfactory in any respect, it is his duty to see to it that the information is made complete and correct and satisfactory in form. He is required to give a serial number to each birth and death certificate commencing in each case with number one at the beginning of each year. The birth and death certificates must be numbered and recorded separately. The local registrar must also note the date of receipt of each certificate and sign his name thereon. He is required to make an exact copy of each certificate in a book kept for that purpose, and on the tenth day of each month he must forward the original certificates to the Bureau of Vital Statistics. If no births or deaths have been reported to a local registrar in any month, then he must notify the Bureau of Vital Statistics of the fact that there were no registrations for that particular month. (L.S.I. 1911, ch. 191, sec. 19, p. 641; I.C.A. 1932, 38-220.) For each birth or death certificate filed with any local registrar and reported by him to the Bureau of Vital Statistics, he is entitled to receive a fee of twenty-five cents. If no certificates were filed with him in any monthly reporting period, he is entitled to a fee of twenty-five cents for reporting that fact to the Bureau. If the registration district is a city or incorporated village, the treasurer of the city or village makes payment for all certificates when the amount has been properly certified to him by the State Department of Health; registrars for other districts are paid by the treasurer of the county in which the registration district is located upon similar certification by the Department. (L.S.I. 1911, ch. 191, sec. 20, p. 642; I.C.A. 1932, 38-221.)

Provision was made in 1937 for the re-registration of children who have been adopted and of illegitimate children who have become legitimate by the subsequent marriage of the father and mother. In the former case, when a decree of adoption has been issued by the district court, a certified copy of the decree must be filed with the Bureau of Vital Statistics upon a form provided for that purpose. Upon receipt of such copy, the Bureau of Vital Statistics is required to issue a birth certificate bearing the name of the newly adopted child under its newly adopted name. In the latter instance, if the parents of an illegitimate child are subsequently married, they may file an affidavit to that effect with the Bureau of Vital Statistics. Upon receipt of this affidavit, the Bureau is required to issue a birth certificate bearing the name of the child, as shown by the affidavit, the names of the parents, sex of child, date and place of birth of child. In both instances the original certificates are retired to a confidential file and only the re-issued certificates are available to the public. (L.S.I. 1937, ch. 139, sec. 1, 2. pp. 224-225.)

Births and Deaths

The Bureau of Vital Statistics is not required by any law to follow any prescribed method of recording. Since original certificates of birth and death are filed with the Bureau, it is logical to expect these to be the basis of all records kept by it. The adequacy and completeness of these records depend largely upon the thoroughness with which the physicians, and others responsible for making the original certificates, make and file them with the local registrars. This in turn depends on the exactness with which the local registrars enforce the provisions of the law requiring physicians and others to file these reports and finally upon the wisdom of the Department of Health in selecting and appointing local registrars. The human element is of course an important factor. Laxity in the matter of reporting by physicians and others may cause serious defects in the whole system. Since there are 84 different registration districts in the State and many times that number of persons who are responsible for making and filing the original certificates, without the utmost care the resultant records would be neither accurate nor complete.

Any one desiring a birth or death certificate must apply to the Bureau of Vital Statistics in the State Department of Public Health located in the Capitol Building in Boise. The Bureau is required to furnish a certified copy of either a birth or death certificate when requested to do so. It is also required to search its files for any information which it may have concerning births or deaths. For each certified copy of a birth or death certificate the Bureau is entitled to a fee of fifty cents. If a search is made but no birth or death certificate issued, the Bureau is entitled to make a charge of fifty cents per hour or any fraction thereof for the time consumed. However, an exception is made in respect to birth certificates of children who are first entering school; the Bureau is required to furnish birth certificates of such children to parents and school officials free of charge. (L.S.I. 1911, ch. 191, sec. 21, p. 642; I.C.A. 1932, 38-222.)

BIRTHS
STATE RECORDS

STATE

1911-- Record, in "Record of Births," 170 f.d. Arr. alph. by name of child. Registrar of Vital Statistics, Boise.

1911-- Original certificates, in "Certificates," 300,000 instruments. Arr. alph. by county and chron. thereunder by date of filing. Registrar of Vital Statistics, Boise.

BIRTHS
COUNTY RECORDS

ADA COUNTY

1907-11 Register, in "Birth Register," 1 vol. Arr. chron. June to Sept. 1907; and alph. by name of child, Oct. 1907 To Apr. 1911. County Recorder, Boise.

1907-11 Original certificates, in "Birth Certificates," 2 f.d. Arr. num. by certificate no. County Recorder, Boise.

ADAMS COUNTY

1911 Register, in "Register of Births," 1 vol. Arr. alph. by name of parents. County Recorder, Council.

BANNOCK COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. num. by no. of birth of child. Indexed alph. by name of father. County Recorder, Pocatello.

BEAR LAKE COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. alph. by name of parents. County Recorder, Paris.

BENEWAH COUNTY

County organized 1915. Records not required after 1911.

BINGHAM COUNTY

1907-11 Register in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Blackfoot.

BLAINE COUNTY

1908-11 Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Hailey.

BOISE COUNTY — BIRTHS

1907-11 — Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Idaho City.

BONNER COUNTY

1907-11 — Register, in "Register of Births," 1 vol. Arr. alph. by name of parents. County Recorder, Sandpoint.

BONNEVILLE COUNTY

1911 — Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. County Recorder, Idaho Falls.

BOUNDARY COUNTY

County organized 1915. Records not required after 1911.

BUTTE COUNTY

County organized 1917. Records not required after 1911.

CAMAS COUNTY

County organized 1917. Records not required after 1911.

CANYON COUNTY

1907-11 — Register, in "Birth Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Caldwell.

CARIBOU COUNTY

County organized 1919. Records not required after 1911.

CASSIA COUNTY

1907-11 — Register, in "Births Register," 1 vol. Arr. chron by date recorded. Indexed alph. by name of parents. County Recorder, Burley.

CLARK COUNTY

County organized 1919. Records not required after 1911.

CLEARWATER COUNTY

1911 — Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Orofino.

CUSTER COUNTY

1907-11 — Register, in "Birth Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Challis.

ELMORE COUNTY

1907-11 — Register, in "Birth Register," 1 vol. Arr. chron. by date of birth. Indexed alph. by name of parents. County Recorder, Mountain Home.

FRANKLIN COUNTY — BIRTHS

County organized 1915. Records not required after 1911.

FREMONT COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, St. Anthony.

GEM COUNTY

County organized 1915. Records not required after 1911.

GOODING COUNTY

County organized 1913. Records not required after 1911.

IDAHO COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Grangeville.

JEFFERSON COUNTY

County organized 1913. Records not required after 1911.

JEROME COUNTY

County organized 1919. Records not required after 1911.

KOOTENAI COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. alph. by name of child. County Recorder, Coeur d'Alene.

LATAH COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Moscow.

1911-30 Original certificates, in "Certificates of Birth," 72 vols. Arr. chron. by date recorded. County Recorder, Moscow.

LEMHI COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of child. County Recorder, Salmon.

LEWIS COUNTY

1911 Register, in "Register of Births," 1 vol. Arr. alph. by name of parents. County Recorder, Nezperce.

LINCOLN COUNTY

1907-11 Register, in "Birth Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Shoshone.

MADISON COUNTY — BIRTHS

County organized 1913. Records not required after 1911.

MINIDOKA COUNTY

County organized 1913. Records not required after 1911.

NEZ PERCE COUNTY

1907-13 Register, in "Register of Births," 2 vols. Arr. chron. by date recorded. Indexed alph. by name of parents County Recorder, Lewiston.

ONEIDA COUNTY

1907-11 Register, in "Birth Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of parents. County Recorder, Malad.

OWYHEE COUNTY

1907-12 Register, in "Birth Register," 1 vol. Arr. alph. by name of parents and chron. thereunder by date recorded. County Recorder, Murphy.

PAYETTE COUNTY

County organized 1917. Records not required after 1911.

POWER COUNTY

County organized 1913. Records not required after 1911.

SHOSHONE COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. alph. by name of parents. County Recorder, Wallace.

TETON COUNTY

County organized 1915. Records not required after 1911.

TWIN FALLS COUNTY

1907-11 Register, in "Birth, Death and Marriage Register," 1 vol. Arr. num. by registration no. Indexed alph. by name of child. Also contains deaths and marriages. County Recorder, Twin Falls.

VALLEY COUNTY

County organized 1917. Records not required after 1911.

WASHINGTON COUNTY

1907-11 Register, in "Register of Births," 1 vol. Arr. chron. by date of receipt. Indexed alph. by name of parents. County Recorder, Weiser.

DEATHS
STATE RECORDS

STATE

1911-- Record in "Record of Deaths," 27 f.d. Arr. alph. by name of deceased. Registrar of Vital Statistics, Boise.

1911-- Original certificates, in "Death Certificates," 127,050 instruments. Arr. alph. by name of county and chron. thereunder by date of filing. Registrar of Vital Statistics, Boise.

DEATHS
COUNTY RECORDS

ADA COUNTY

1907-11 Register, in "Death Register," 1 vol. Arr. alph. by name of deceased and chron. thereunder by date of recording. County Recorder, Boise.

ADAMS COUNTY

1911 Register, in "Register of Deaths," 1 vol. Arr. alph. by name of deceased. County Recorder, Council.

BANNOCK COUNTY

1907-11 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. County Recorder, Pocatello.

BEAR LAKE COUNTY

1907-15 Register, in "Register of Deaths," 1 vol. Arr. alph. by name of deceased. County Recorder, Paris.

BENEWAH COUNTY

County organized 1915. Records not required after 1911.

BINGHAM COUNTY

1907-11 Register, in "Register of Deaths," 2 vols. Arr. num. by record no. Indexed alph. by name of deceased. County Recorder, Blackfoot.

BLAINE COUNTY

1908-11 Register, in "Death Register," 1 vol. Arr. num. by record no. Indexed by name of deceased. County Recorder, Hailey.

BOISE COUNTY — DEATHS

1907-11 — Register, in "Register of Deaths," 1 vol. Arr. alph. by name of deceased. County Recorder, Idaho City.

BONNER COUNTY

No records. Organized 1907. Should be records 1907-11.

BONNEVILLE COUNTY

1911 — Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. County Recorder, Idaho Falls.

BOUNDARY COUNTY

County organized 1915. Records not required after 1911.

BUTTE COUNTY

County organized 1917. Records not required after 1911.

CAIAS COUNTY

County organized 1917. Records not required after 1911.

CANYON.

1907-11 — Register, in "Death Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Caldwell.

CARIBOU COUNTY

County organized 1919. Records not required after 1911.

CASSIA COUNTY

1907-11 — Register, in "Death Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Burley.

CLARK COUNTY

County organized 1919. Records not required after 1911.

CLEARWATER COUNTY

County organized 1911. Records not required after 1911.

CUSTER COUNTY

1907-11 — Register, in "Death Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Challis.

ELMORE COUNTY

1907-11 — Register, in "Death Register," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Mountain Home.

FRANKLIN COUNTY

County organized 1913. Records not required after 1911.

FREMONT COUNTY — DEATHS

1907-9 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, St. Anthony.

GEM COUNTY

County organized 1915. Records not required after 1911.

GOODING COUNTY

County organized 1913. Records not required after 1911.

IDAHO COUNTY

1907-11 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Grangeville.

JEFFERSON COUNTY

County organized 1913. Records not required after 1911.

JEROME COUNTY

County organized 1919. Records not required after 1911.

KOOTENAI COUNTY

1907-11 Register, in "Register of Deaths," 1 vol. Arr. alph. by name of deceased. County Recorder, Coeur d'Alene.

LATAH COUNTY

1907-11 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Moscow.

1923-28 Original certificates, in "Death Certificates," 16 vols. Arr. num. by vol. no. County Recorder Moscow.

LEMHI COUNTY

1907-11 Register, in "Death Register," 1 vol. Arr. chron by date recorded. Indexed alph. by name of deceased. County Recorder, Salmon.

LEWIS COUNTY

County organized 1911. Records not required after 1911.

LINCOLN COUNTY

1907-11 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Shoshone.

MADISON COUNTY

County organized 1913. Records not required after 1911.

MINIDOKA COUNTY

County organized 1913. Records not required after 1911.

NEZ PERCE COUNTY DEATHS

1907-13 Register, in "Register of Deaths," 2 vols. Arr. num. by instrument no. County Recorder, Lewiston.

ONEIDA COUNTY

1907-9 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Malad.

OWYHEE COUNTY

1907-12 Register, in "Death Register," 1 vol. Arr. alph. by name of deceased and chron. thereunder by date recorded. County Recorder, Murphy.

PAYETTE COUNTY

County organized 1917. Records not required after 1911.

POWER COUNTY

County organized 1913. Records not required after 1911.

SHOSHONE COUNTY

1907-11 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Wallace.

TETON COUNTY

County organized 1915. Records not required after 1911.

TWIN FALLS COUNTY

1907-11 Register, in "Birth, Death and Marriage Register," 1 vol. Arr. num. by registration no. Indexed alph. by name of deceased. Also contains births and marriages. County Recorder, Twin Falls.

VALLEY COUNTY

County organized 1917. Records not required after 1911.

WASHINGTON COUNTY

1907-11 Register, in "Register of Deaths," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of deceased. County Recorder, Weiser.

MARRIAGES

There were laws concerning marriages and marriage records enacted by the first Territorial Legislative Assembly in 1864. At this time, laws and records pertaining to marriage were not for statistical purposes. Marriage and divorce were considered domestic relations. The marriage laws were regulatory and at the same time records were necessary because the marriage relationship, while personal, involved property rights of the man and wife as well as the children born of the union. While marriage and divorce are classified in the Idaho Code Annotated under the heading "Domestic Relations," (I.C.A. 1932, Title 31) the laws governing each are separate and distinct. For that reason they are being treated in separate essays.

Under the law marriage is considered a personal relation arising out of a civil contract to which the consent of the parties is necessary. However, consent alone will not constitute marriage. It must be followed by ecclesiastical or civil cermony or by a mutual assumption of marital rights and obligations. (L.T.I. 1876-77, sec. 1, p. 24; I.C.A. 1932, 31-201.)

According to the provisions of this law a marriage need not be initiated by a formal marriage ceremony. The contract constitutes a marriage if the parties enjoy the rights and assume the obligations of marriage. It is quite impossible to determine the number of marriages that are consummated in this way because few if any, records are made of them. The first Territorial Legislative Assembly made provision for books in which to record certificates issued by persons performing marriage ceremonies and also marriage contracts made by individuals (L.T.I. 1863-64, sec. 70, p. 488; I.C.A. 1932, 30-1902). But under the law, the marriage contract does not need to be a written contract and, even if it were a written contract, there is no complusion about making a public record of it. Some have been recorded. Many more probably have not been recorded.

To certain persons was delegated the authority to perform marriage cermonies and they were required to keep a record of the marriages performed and to make to the proper county officer reports based on these records. Under the present law, which is substantially the same as when enacted in 1864, marriages may be solemnized by a Justice of the Surprme Court, a district or probate judge, a justice of the peace, a mayor, the Governor of the State, a priest, or minister of the gospel of any denomination (L.T.I. 1863-64, sec. 4, p. 613; I.C.A. 1932, 31-303). Between 1864 and 1895, with the exception of two years, this law was sufficient authorization to the above designated persons to perform marriage ceremonies without a separate license having been issued in each case. A law was enacted in 1875 requiring that an individual license be issued authorizing the solemnization of each marriage (L.T.I. 1874-75, sec. 8, p. 643) but was repealed in 1877 (L.T.I. 1876-77, sec. 8, p. 25). A similar law, requiring that persons authorized by law to perform marriage cermonies must not do so until the contracting parties have presented the required license to marry, was re-enacted in 1895 and remains on the statute books at the present time (I.C.A. 1932, 31-401).

Marriages

The record one can expect to find in the various counties of the period previous to 1895 is in the nature of a certificate issued by the person performing a marriage cermony to the effect that such a cermony was performed.

All persons authorized to perform marriage ceremonies were required to make a record of each marriage and make and deliver to the proper county officer a certificate containing certain information concerning the marriage. The initial law designated the county recorder as the officer to whom the certificate was to be delivered and by whom it must be recorded. (L.T.I. 1863-64, sec. 9, p. 614.) A law was enacted in 1889 requiring that the certificate be delivered to the probate judge instead of the recorder and recorded by him (L.T.I. 1888-89, sec. 1, p. 44). The records of the recorder's office are reasonably complete as to date coverage but that by no means indicates that all marriages performed within the period were reported. Marriage records have been found only in some of the probate judges' offices. The lack of these in some counties does not necessarily mean that the record was not made and preserved. It is possible that the probate judges took over and continued the recorders' records in 1889 and delivered these back to the recorder when the law changed in 1895, reinvesting the recorder with the duty and authority to make and keep this type of marriage record. The county offices are the most reliable source of information on marriages. While the law required persons performing marriage cermonies to keep a record of them previous to 1895, it is not known how closely the law was observed or what percent.

In 1895 persons solemnizing marriages were relieved of the responsibility of keeping marriage records, and were not again required to keep them until 1907, as will appear later. The law enacted in 1895 requires that the parties who desire to marry must first procure a license from the county recorder. When application is made for a marriage license, it becomes the duty of the recorder to determine whether or not the parties are competent to marry. If he is in doubt about their competency, he must require them to make an affidavit to the effect that they are competent. If it appears from the affidavit that the parties are eligible under the law to marry, the recorder must issue the license. The affidavit made by the parties is the recorder's protection against prosecution if it should be discovered later that the parties were not competent to marry. (L.S.I. 1895, sec. 3, p. 166; I.C.A. 1932, 31-403; am. L.S.I.1933, ch. 8, p. 8.) It is the general practice for the recorder to require all applicants for marriage licenses to swear to the affidavit above referred to whether he knows much or little or nothing about the parties. This application and affidavit is in a form uniform throughout the State and covers the following points: That he has been made acquainted with the laws governing marriage; that both he and the party he intends to marry are over the age of eighteen years; that the mutual consent of the parties to the marriage was gained without fraud or duress; that they are not related to each other in any degree which under the law would render them incompetent to marry; that neither of them has a lawful husband or wife at the time application is being made; that neither of them has been divorced within a period of less than six months; and that he knows of no other reason why the parties

named in the affidavit are not legally competent to marry. The applicant is required to sign and swear to the truth of his affidavit and his signature is acknowledged by the recorder.

The license issued by the recorder is directed to any judge, justice of the peace or other official who is eligible under the law to perform marriage ceremonies. It authorizes the individual to whom presented to perform the marriage ceremony between the parties named in the license unless he knows some impediment which would prevent a legal marriage.

The person performing the ceremony is required to make a certificate to the effect that he has performed the marriage ceremony between certain named persons on a certain date and return the certificate and the license to the office of the recorder who issued the license (L.S.I. 1895, sec. 2, p.166; I.C.A. 1932, 31-402). The license and the certificate are on the same sheet. When returned to the recorder, he must record them in a book kept for that purpose (L.S.I. 1895, sec. 6, p. 166; I.C.A. 1932, 31-407). The original licenses and certificates are returned to the parties who have contracted the marriage.

A law enacted in 1907 creating a State Board of Health primarily for the purpose of and with powers to take certain necessary precautions to preserve the health of the general public in the State (L.S.I. 1907, p. 182). It was given authority to receive marriage reports from the various county recorders at the end of each quarter but was not required to keep any particular kind of record of them or even required to preserve the reports. While the State Board had no power to require that such reports be made nevertheless as will appear later the recorder is required to make the reports. However, this marks the beginning of a policy of assembling marriage data from the various counties at a central point for statistical purposes.

The original State Board of Health was abolished in 1919 (L.S.I. 1919, ch. 8, art. 4, sec. 38, p. 66) and its duties were transferred to a State Department of Public Welfare (L.S.I. 1919, ch. 8, art. 1, sec. 2, p. 44; and art. 3, sec. 35, p. 63); this in turn was abolished in 1941 and its duties and powers divided up between a State Department of Charitable Institutions, A State Department of Public Assistance and a State Department of Public Health (L.S.I. 1941, ch. 82, p. 151; and ch. 196, p. 478). A Bureau of Vital Statistics was created in the State Department of Public Health by executive order.

The duty of receiving reports on the marriages performed in each county was transferred to the State Department of Public Health when the break-up of powers and duties of the Department of Public Welfare occurred. But, like the State Board of Health and the State Department of Public Welfare, it has no specific authority to compel marriage reports to be made nor any legal obligation to preserve the reports when they are received or make permanent record of them. As will be observed from the listing of records below, some State records are being kept.

Marriages

The primary responsibility for assembling marriage data for statistical purposes resides with the counties. All information must be acquired from them. If an inquiry is directed to the Bureau of Vital Statistics, it will be referred back to the county where the marriage was performed.

Every person who performs a marriage ceremony must keep a register of the time and place of each marriage, the residence, the names in full, the place of birth, the age of each party and their marital status i.e., whether or not they were married before and if so whether or not divorced (L.S.I. 1907, sec. 9, p. 182; I.C.A. 1932, 38-227). All persons performing marriages must file a certified copy of their registers with the recorder each quarter (L.S.I. 1907, sec. 12, p. 182; I.C.A. 1932, 38-229). The recorder is required to keep a marriage register, similar in form to the registers kept by the persons performing the marriage ceremonies, in which he must enter the reports received each quarter from the various persons officiating at marriages (L.S.I. 1907, sec. 13, p. 182; I.C.A.1932, 38-229). He in turn must make an abstract of his register prepared in the manner perscribed in the instructions of the State Department of Public Health and on forms provided by the Department, and transmit a copy to the Bureau of Vital Statistics at the end of each quarter (L.S.I. 1907, sec. 14, p. 182; I.C.A. 1932, 38-230).

Disregarding the records required to be kept by the persons performing marriage ceremonies, which may or may not be complete, we have two principal records required to be kept in each county, namely, the marriage register in which are entered the quarterly reports received from the various persons performing marriage ceremonies in the county and the record of licenses and certificates made from the original documents returned to the recorder by persons authorized to solemnize marriages. The adequacy of these records depends on the accurateness with which the reports are made from the field and the recording efficiency in the recorder's office. According to an investigation made by the Bureau of Vital Statistics in 1940, there was a discrepancy of 8% between the number of licenses issued and returned to the county recorder for record and the number of marriages reported to the Bureau by the various county recorders. There were 9,638 licenses issued and returned for record and 8,892 marriages reported as performed during the year.

The county recorder is the only person who has any authority or obligation to make certified copies of his marriage records. He is required to make searches for, and certified copies of any instrument, including instruments pertaining to marriages filed or recorded in his office (I.C.A. 1932, 30-1916). He is allowed to charge the sum of $1.00 for a certified copy of his marriage records (L.S.I. 1907, sec. 15, p. 182; I.C.A. 1932, 38-231).

MARRIAGES
STATE RECORDS

STATE

1907-- Record, in "Marriage Reports," 33 vols. Arr. alph. by county and chron. thereunder by date of report. No. index 1907-26; partially indexed by card file 1926--. State Bureau of Vital Statistics, Boise.

1926-- Record, in "Card Files," 85 f.d. Arr. alph. by name of male and by name of female. State Bureau of Vital Statistics, Boise.

MARRIAGES
COUNTY RECORDS

ADA COUNTY

1864-- Record, in "Marriage Record," 31 vols. Arr. chron. by date recorded. Separate index. County Recorder, Boise.

1864-- Index to marriage record, in "Index to Marriage Records," 2 vols. Arr. alph. by name of male and by name of female. County Recorder, Boise.

1887-95
1905-29 Original licenses, in "Marriage License," 7 f.b. Arr alph. by name of male and by name of female. County Recorder, Boise.

1903-- Original license affidavits, in "Marriage License Affidavits," 32 f.b. Arr. chron. by date recorded. County Recorder, Boise.

1907-- Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 2 vols. Arr. alph. by name of male. County Recorder, Boise.

1907-- Original reports made by officials performing marriage ceremonies, in "Marriage Reports," 3 f.b. Arr. chron. by date of filing. County Recorder, Boise.

1910-11
1913-- Stub record of licenses and certificates, in "License and Certificate," 49 vols. Arr. num. by license and certificate nos. County Recorder, Boise.

ADA COUNTY (Continued) — MARRIAGES

1938-- Record of quarterly reports of marriages performed by the probate judge, in "Marriage Register," 1 vol. Arr. chron. by date of entry. Probate Judge, Boise.

ADAMS COUNTY

1911-- Record of licenses and certificates, in "Marriage Licenses and Certificates," 3 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Council.

1911-20 Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 1 vol. Arr. alph. by name of male. County Recorder, Council.

1927-- Original license affidavits, in "Affidavits for Marriage License," 1 f.b. Arr. chron. by date recorded. County Recorder, Council.

BANNOCK COUNTY

1895-- Record, in "Marriage Record," 18 vols. Arr. chron. by date recorded. Separate index. County Recorder, Pocatello.

1895-- Index to marriage record, in "Index to Marriage Record, Direct and Indirect," 3 vols. Arr. alph by name of male and by name of female. County Recorder, Pocatello.

1905-- Original licenses, in "Marriage License - Returned," 3 f.b. Arr. chron. by date of license. County Recorder, Pocatello.

1907-19 Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Pocatello.

1907-13 Copies of reports made by officials performing marriage ceremonies, in "Births, Deaths, and Marriages," 1 f.b. Arr. chron by date of report. Also contains births and deaths. County Recorder, Pocatello.

1931-37 Original license affidavits, in "Affidavits for Marriage," 3 cardboard boxes. Arr. in groups by year. County Recorder, Pocatello.

BANNOCK COUNTY (Continued) — MARRIAGES

1932-35 — Record of reports made by officials performing marriage ceremonies, in "Marriage Register - Quarterly Report," 1 vol. Arr. chron. by date recorded. County Recorder, Pocatello.

1893-95
1913-16 — Record of marriages performed by the probate judge, in "Marriage Record," 1 vol. Arr. chron. by date of marriage. Indexed alph. by name of male. Probate Judge, Pocatello.

1907-11
1918-23
1934-- — Record of reports made by officials performing marriage ceremonies, in "Marriage Register Quarterly Report," 3 vols. Arr. chron. by date of report. Probate Judge, Pocatello.

BEAR LAKE COUNTY

1875-- — Record of licenses and certificates, in "Marriage Record," 6 vols. Arr. chron by date recorded. Indexed alph. by name of male and by name of female; also separate index. County Recorder, Paris.

1875-- — Index to marriage record, in "Index to Marriage," 2 vols. Arr. alph. by name of male and by name of female. County Recorder, Paris.

1907-23 — Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 1 vol. Arr. alph. by name of male. County Recorder, Paris.

1907-29 — Original marriage affidavits and reports on marriage ceremonies, in "Marriage Affidavits and Information - Miscellaneous," 1 f.d. No obvious arr. County Recorder, Paris.

BENEWAH COUNTY

1915-- — Record of licenses and certificates, in "Marriage Record," 2 vols. Arr. alph. by name of male and by name of female. Separate index. County Recorder, St. Maries.

1915-- — Index to marriage record, in "Index to Marriage Records," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, St. Maries.

1915-- — Original marriage affidavits, in "Marriage Affidavits," 1 f.b. Arr. num. by instrument no. County Recorder, St. Maries.

BENEWAH COUNTY (Continued) — MARRIAGES

1920-- Copies of reports made by officials performing marriage ceremonies, in "Quarterly Marriage Reports," 1 f.b. Arr. chron. by date of filing. County Recorder, St. Maries.

BINGHAM COUNTY

1866-91 Record of licenses and certificates, in "Marriage Record" (and transcriptions), 2 vols. Arr. chron.by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Blackfoot.

1891-95 Record of certificates, in "Marriage Record," 1 vol. Arr. chron.by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Blackfoot.

1895-- Record of licenses and certificates, in "Marriage Record," 5 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Blackfoot.

1887-1905 Record of certificates, in "Record of Marriage Certificates," 1 vol. Arr. num. by entry no. County Recorder, Blackfoot.

1907-16 Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 2 vols. Arr. num. by report no. Indexed alph. by name of male and by name of female. County Recorder, Blackfoot.

BLAINE COUNTY

1866-95 Record, in "Record of Marriages, Alturas County," (and some Logan County) 2 vols. Arr. chron. by date recorded. Separate index. County Recorder, Hailey.

1866-95 Index to record of marriages, Alturas County, in "Index to Marriage Certificates," 2 vols. Arr. alph by names of parties. County Recorder, Hailey.

1895-- Record, in "Marriage Register," 4 vols. Arr. chron. by date recorded. Indexed alph. by name of male. County Recorder, Hailey.

1887-- Original marriage affidavits, in "Affidavits to Procure Marriage Licenses," 1 f.b. Arr. chron.by date of affidavit. County Recorder, Hailey.

BLAINE COUNTY (Continued) — MARRIAGES

1911-- Copies of reports made by officials performing marriage ceremonies, in "Reports of Birth, Death and Marriage," 1 f.b. Arr. chron. by date of report. County Recorder, Hailey.

BOISE COUNTY

1888-- Record, in "Marriage Record," 3 vols. Arr. chron. by date recorded. Separate index. County Recorder, Idaho City.

1888-- Index to marriage record, in "Index to Marriage Record Men and Women, Boise County," 1 vol. Arr. alph. by name of male. County Recorder, Idaho City.

1893-94 Record of marriage certificates, in "Record of Marriage Certificates, Boise County," 1 vol. Arr. alph. by name of male. County Recorder, Idaho City.

1907-- Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 1 vol. Arr. alph. by name of male. County Recorder, Idaho City.

1915-35 Original marriage affidavits, in "Affidavits - Marriage - Boise County," 1 f.b. Arr. alph. by names of parties. County Recorder, Idaho City.

1881-1902
1907-- Record, in "Register of Marriages in Boise County," 5 vols. Arr. chron. by date of entry. Probate Judge, Idaho City.

BONNER COUNTY

1907-- Record of licenses and certificates, in "Marriage Records," 6 vols. Arr. chron. by date recorded. Separate index. County Recorder, Sandpoint.

1907-- Index to marriage records, in "Index to Marriage Records," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, Sandpoint.

1907-- Original marriage affidavits, in "Affidavits for Marriage License," 7 f.b. Arr. chron. by date of affidavit. County Recorder, Sandpoint.

BONNEVILLE COUNTY

1911-- Record of marriage licenses and certificates, in "Marriage License and Certificate," 6 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Idaho Falls.

BONNEVILLE COUNTY (Continued) — MARRIAGES

1911-- Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 1 vol. Arr. chron. by date of marriage. County Recorder, Idaho Falls.

1911-- Original marriage affidavits, in "Marriage License Affidavits," 11 f.b. Arr. chron. by date of affidavit. County Recorder, Idaho Falls.

BOUNDARY COUNTY

1915-- Record of licenses and certificates, in "Marriage Records," 2 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Bonners Ferry.

1915-- Original marriage affidavits, in "Marriage Affidavits," 2 f.b. Arr. chron. by date of affidavit. County Recorder, Bonners Ferry.

1919-- Record of marriage performed by the probate judge, in "Marriage Record," 2 vols. Arr. chron. by date of ceremony. Probate Judge, Bonners Ferry.

BUTTE COUNTY

1917-- Record of licenses and certificates, in "Marriage Record - License and Certificate," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Arco.

1926-27 Outline record of marriage license, in "Stub-Book of Marriage Licenses," 1 vol. Arr. chron. by date of license. County Recorder, Arco.

1917-- Original marriage affidavits, in "Marriage License, Notary Public, Bishop L. D. S. Church, names of Business," 1 f.b. Arr. in groups by subject. County Recorder, Arco.

1920-21 Copies of reports made by officials performing marriage ceremonies, in "Marriage License, Notary Public, Bishop L. D. S. Church, Names of Business," 1 f.b. Arr. in groups by subject. County Recorder, Arco.

1905-22 Record of Marriages performed by the probate judge, in "Marriage Register," (and Transfers) 2 vols. Arr. chron. by date of report. Probate Judge, Arco.

CAIAS COUNTY — MARRIAGES

1917-- Record of licenses and certificates, in "Marriage Record, License and Certificate," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Fairfield.

1917-- Record of reports made by officials performing marriage ceremonies, in "Marriage Record," 1 vol. Arr. chron. by date of report. Indexed alph. by name of male and by name of female. County Recorder, Fairfield.

1917-- Original marriage affidavits, in "Marriage Affidavits and Records," 1 f.b, Arr. chron. by date of affidavit. County Recorder, Fairfield.

CANYON COUNTY

1892-95 Record of marriage certificates, in "Marriage Record Probate," 1 vol. Arr. chron. by date of entry. Indexed alph. by name of male. Probate Judge, Caldwell.

1895-- Record of licenses and certificates, in "Marriage License and Certificate," 19 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Caldwell.

1907-- Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 3 vols. Arr. num. by report no. Indexed alph. by name of male and by name of female. County Recorder, Caldwell.

1907-- Original marriage affidavits, in "Affidavits of Marriage Licenses," 4 f.b. Arr. chron. by date of entry. County Recorder, Caldwell.

CARIBOU COUNTY

1919-- Record of licenses and certificates, in "Marriage Record," 2 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female, County Recorder, Soda Springs.

1919-- Original reports made by officials performing marriage ceremonies, in "Quarterly Reports of Marriages Performed," 1 f.b. Arr. chron. by date of filing. County Recorder, Soda Springs.

1919-- Original marriage affidavits, in "Affidavits for Marriage License," 2 f.b. Arr. num. by instrument no. County Recorder, Soda Springs.

CARIBOU COUNTY (Continued) — MARRIAGES

1922-- Stub record of marriage licenses, in "Marriage License Stub-books," 5 vols. Arr. num. by license no. County Recorder, Soda Springs.

1935-- Copies of reports made by officials performing marriage ceremonies, in "Marriage Register," 2 vols. Arr. chron. by date of report. County Recorder, Soda Springs.

CASSIA COUNTY

1879-- Record of licenses and certificates, in "Marriage Record," 7 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Burley.

1907-25 Copies of reports made by officials performing marriage ceremonies, in "Marriage Register," 1 vol. Arr. chron. by date of entry. Indexed alph. by name of male and by name of female. County Recorder, Burley.

1908-- Original marriage affidavits, in "Marriage Affidavits," 3 vols. Arr. chron. by date of affidavit. Indexed alph. by name of male and by name of female. County Recorder, Burley.

1913-- Stub record of marriage licenses, in "Marriage License Stubs," 10 vols. Arr. chron. by date of issue. County Recorder, Burley.

1927-28 Copies of reports made by officials performing marriage ceremonies, in "Marriage Register Quarterly Reports," 1 vol. Arr. chron. by date of report. County Recorder, Burley.

1879-81 Copies of marriage certificates, in "Record Probate Court," 1 vol. Arr. chron. by date of entry. Probate Judge, Burley.

1925-30
1935-- Record of marriages performed by probate judge, in "Marriage Register Quarterly Reports," 2 vols. Arr. chron. by date of report. Probate Judge, Burley.

CLARK COUNTY

1919-- Record of licenses and certificates, in "Marriage Record," 1 vol. Arr. chron. by date of entry. Indexed alph. by name of male and by name of female. County Recorder, Dubois.

CLARK COUNTY (Continued) — MARRIAGES

1919-- Stub record of marriage licenses, in "Marriage License Stub Books," 3 vols. Arr. chron. by date of issue. County Recorder, Dubois.

1919-- Original marriage affidavits, in "Marriage Affidavits," 1 f.b. Arr. chron. by date of entry. County Recorder, Dubois.

1936-- Original reports made by officials performing marriage ceremonies, in "Marriage Register," 20 sheets. No obvious arr. County Recorder, Dubois.

1921-- Record of marriages performed by the probate judge, in "Marriage Register," 2 vols. Arr. chron. by date of entry. Probate Judge, Dubois.

CLEARWATER COUNTY

1911-- Record of licenses and certificates, in "Marriage Record," 2 vols. Arr. chron. by date recorded. Separate index. County Recorder, Orofino.

1911-- Index to marriage record, in "Index to Marriages," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, Orofino.

1911-- Original marriage affidavits, in "Affidavits for Marriage Licenses," 2 f.b. Arr. num. by instrument no. County Recorder, Orofino.

1911-13 Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 1 vol. Arr. chron. by date of report. Indexed alph. by name of male and by name of female. County Recorder, Orofino.

CUSTER COUNTY

1864-- Record of licenses and certificates, in "Book of Marriages," (1864-80 transcribed from Lemhi and Alturas Counties) 4 vols. Arr. chron. by date recorded. Separate indexes, 1864-95; indexed alph. by name of male and by name of female, 1896--. County Recorder, Challis.

1864-95 Index to book of marriages, in "Marriage Certificates Index," 1 vol. Arr. alph. by name of male. County Recorder, Challis.

CUSTER COUNTY (Continued) — MARRIAGES

1864-95 — Index to book of marriages, in "Marriage Certificates Index," 1 vol. Arr. alph. by name of female. County Recorder, Challis.

1907-23 — Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 2 vols. Arr. chron. by date of marriage. County Recorder, Challis.

1917-- — Stub record of marriage licenses, in "Stub Books of Marriage License Issued," 4 vols. Arr. num. by license no. County Recorder, Challis.

1890-97, 1907 — Copies of marriage certificates issued by the probate judge, in "Record of Marriage Certificates," 1 vol. Arr. chron. by date of certificate. Separate index. Probate Judge, Challis.

1890-1907 — Index to record of marriage certificates, in "Record of Marriage Certificates," 1 vol. Arr. alph. by names of parties. Probate Judge, Challis.

ELMORE COUNTY

1864-- — Record of licenses and certificates, in "Marriage Certificates (and Licenses and Transcriptions)," 8 vols. Arr. chron. by date recorded. No index, 1864-88; indexed alph. by name of male and by name of female, 1889--. County Recorder, Mountain Home.

1907-- — Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 1 vol. Arr. num. by marriage no. Indexed alph. by name of male and by name of female. County Recorder, Mountain Home.

1905-13
1915-- — Original reports made by officials performing marriage ceremonies, and original marriage affidavits, in "Marriage Register - Marriage License Affidavit," 30 file folders, 5 f.b., 2 pigeon holes. Arr. chron. by date of filing. County Recorder, Mountain Home.

FRANKLIN COUNTY

1913-- — Record of licenses and certificates, in "Marriages," 3 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Preston.

FREMONT COUNTY — MARRIAGES

1893-- Record of licenses and certificates, in "Marriage Record," 4 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, St. Anthony.

1893-- Original marriage Affidavits, in "Marriage Licenses - Affidavits," 6 f.b. Arr. chron. by date of filing. County Recorder, St. Anthony.

GEM COUNTY

1915-- Record of licenses and certificates, in "Marriage License Register, Gem County, Idaho," 3 vols. Arr. chron. by date recorded. Indexed alph. by name of male. County Recorder, Emmett.

1915-- Original marriage affidavits, in "Marriage License Affidavits," 3 f.b. Arr. chron. in groups by year. County Recorder, Emmett.

GOODING COUNTY

1913-- Record of licenses and certificates, in "Marriage License Record," 2 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Gooding.

1936-- Record of marriages performed by probate judge, in "Marriage Register," 1 vol. Arr. chron. by date of marriage. Probate Judge, Gooding.

IDAHO COUNTY

1863-- Record of licenses and certificates, in "Record of Marriages," 5 vols. Arr. chron. by date recorded. No index, 1863-93; separate index, 1894--. County Recorder, Grangeville.

1894-- Index to record of marriages, in "Index to Marriage Certificates," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, Grangeville.

1907-- Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 1 vol. Arr. chron. by date of report. Indexed alph. by name of male and by name of female. County Recorder, Grangeville.

1919-- Original marriage affidavits, in "Marriage Affidavits," 2 f.b. Arr. num. by affidavit no. County Recorder, Grangeville.

IDAHO COUNTY (Continued) — MARRIAGES

1887-1911 — Record of marriages performed by probate judge, in "Marriage Record," 2 vols. Arr. chron. by date of entry. Probate Judge, Grangeville.

JEFFERSON COUNTY

1914-- — Record of licenses and certificates, in "Marriage License and Certificates," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of male. County Recorder, Rigby.

1914-- — Original marriage affidavits, in "Marriage License Affidavits," 1 f.d. Arr. num. by affidavit no. County Recorder, Rigby.

JEROME COUNTY

1919-- — Record of licenses and certificates, in "Marriage Record," 3 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Jerome.

KOOTENAI COUNTY

1881-- — Record of licenses and certificates, in "Marriage Record," 30 vols. Arr. chron. by date recorded. 1 vol., 1887-95, indexed alph. by name of male; 29 vols., 1881-90, 1895--, separate index. County Recorder, Coeur d'Alene.

1881-90
1895-- — Index to marriage records, in "Index to Marriage Record," 2 vols. Arr. alph. by name of male and by name of female. County Recorder, Coeur d'Alene.

1895-- — Original marriage affidavits, in "Marriage Affidavits," 5 f.d. Arr. chron. by date of affidavit. County Recorder, Coeur d'Alene.

1889-94 — Certificates issued by the probate judge to persons married by him, in "Marriage Certificates," 1 f.b. Arr. alph. by name of male. Probate Judge, Coeur d'Alene.

1907-- — Record of marriages performed by the probate judge, in "Register of Marriages," 9 vols. Arr. chron. by date of marriage. Probate Judge, Coeur d'Alene.

LATAH COUNTY - MARRIAGES

1888-- Record of licenses and certificates, in "Marriage Record," 10 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female; also separate index. County Recorder, Moscow.

1888-- Index to marriage records, in "Index to Marriage Record," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, Moscow.

1900-- Original marriage affidavits, in "Affidavits for Marriage Licenses," 9 f.b. Arr. chron. by date of affidavit. County Recorder, Moscow.

1907-25 Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 1 vol. Arr. chron. by date of entry. Indexed alph. by name of male and by name of female. County Recorder, Moscow.

1907-25 Reports made by officials performing marriage ceremonies, in "Marriage Reports," 1 f.b. Arr. chron by date of report. County Recorder, Moscow.

1891-95 Marriage certificates issued by persons performing marriage ceremonies, in "Marriage Certificates," 1 f.b. Arr. chron by date of certificate. Probate Judge, Moscow.

1888-95 Record of marriage certificates issued by the probate judge, in "Marriage Record," 2 vols. Arr. chron. by date of entry. Separate index. Probate Judge, Moscow.

1888-95 Index to marriage record, in "Index to Marriage Record," 1 vol. Arr. alph. by name of male and by name of female. Probate Judge, Moscow.

LEMHI COUNTY

1909-- Record of licenses and certificates, in "Marriage Record," 2 vols. Arr. chron. by date recorded. Indexed alph. by name of male. County Recorder, Salmon.

1906-- Original marriage affidavits, in "Applications for Marriage License and County Aid," 1 f.b. Arr. chron. by date of affidavit. County Recorder, Salmon.

LEWIS COUNTY

1911-- Record of licenses and certificates, in "Marriage Register," 1 vol. Arr. chron. by date recorded. Separate index. County Recorder, Nezperce.

LEWIS COUNTY (Continued) — MARRIAGES

1911-- Index to marriage register, in "Index to Marriage License," 1 vol. Arr. alph. by name of male. County Recorder, Nezperce.

1912-- Original marriage affidavits, in "Affidavits for Marriage Licenses," 2 f.b. Arr. chron. by date of affidavit. County Recorder, Nezperce.

LINCOLN COUNTY

1895-- Record of licenses and certificates, in "Book of Marriages," 5 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Shoshone.

MADISON COUNTY

1914-- Record of licenses, certificates, and affidavits, in "Marriage License Records," 3 vols. Arr. chron. by date recorded. Separate index. County Recorder, Rexburg.

1914-- Index to marriage license record, in "Index to Marriages," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, Rexburg.

MINIDOKA COUNTY

1913-- Record of licenses and certificates, in "Marriage Record," 3 vols. Arr. chron. by date recorded. Indexed alph. by name of male. County Recorder, Rupert.

1913-- Original marriage affidavits, in "Marriage Affidavits," 1 f.b. Arr. num. by affidavit no. County Recorder, Rupert.

NEZ PERCE COUNTY

1887-- Record of licenses and certificates, in "Marriage Records," 12 vols. Arr. num. by license no. Separate index. County Recorder, Lewiston.

1887-- Index to marriage records, in "Index to Marriage Record," 2 vols. Arr. alph. by name of male and by name of female. County Recorder, Lewiston.

1918, 1922-- Original reports made by officials performing marriage ceremonies, 1918, in "Commissioner's Miscellaneous Files," 64 f.b., 12 bundles; 1922--, in "Miscellaneous Files," 126 f.b. Arr. num. by instrument no. County Recorder, Lewiston.

NEZ PERCE COUNTY (Continued) — MARRIAGES

1908-- Record of applications and marriages performed by the probate judge, in "Marriage Register," 11 vols. Arr. chron. by date of application or of marriage. Probate Judge, Lewiston.

ONEIDA COUNTY

1887-- Record of licenses and certificates, in "Register of Marriage Certificates," 4 vols. Arr. chron. by date recorded. County Recorder, Malad.

1899-- Original marriage affidavits, in "Affidavits for Marriage Licenses," 1 f.b. Arr. num. by affidavit no. County Recorder, Malad.

1907-15 Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 1 vol. Arr. chron. by date of report. Indexed alph. by name of male and by name of female. County Recorder, Malad.

OWYHEE COUNTY

1876-95 Record, in "Marriages," 1 vol. Arr. chron. by date of entry. Indexed alph. by name of male. County Recorder, Murphy.

1895-- Record of licenses and certificates, in "Marriage Record," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Murphy.

1907-- Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 1 vol. Arr. alph. by name of male and chron. thereunder by date of recording. County Recorder, Murphy.

1886-1919 Record of marriages, in "Reports of Births, Deaths and Marriages," 2 f.b. Arr. chron. by date of report. Also contains births and deaths. County Recorder, Murphy.

1935-- Original marriage affidavits and reports made by officials performing marriage ceremonies, in "Affidavits for Marriage Licenses," 1 f.b. Arr. chron. by date of affidavit. County Recorder, Murphy.

1887-95 Copies of marriage certificates issued by the probate judge, in "Marriage Record," 1 vol. Arr. chron. by date of certificate. Indexed alph. by name of male and by name of female. Probate Judge, Murphy.

PAYETTE COUNTY — MARRIAGES

1917-- Record of licenses and certificates, in "Marriage License Record," 5 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Payette.

1917-- Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 1 vol. Arr. chron. by date of report. County Recorder, Payette.

1923-- Original marriage affidavits, in "Marriage License Affidavits," 4 f.b. Arr. num. by affidavit no. County Recorder, Payette.

POWER COUNTY

1913-- Record of licenses and certificates, in "Marriage Record," 3 vols. Arr. chron. by date recorded. Separate index. County Recorder, American Falls.

1913-- Index to marriage record, in "Record," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, American Falls.

1913-- Reports made by officials performing marriage ceremonies, in "Marriage Reports," 1 f.b. Arr. chron. by date of report. County Recorder, American Falls.

1913-- Original marriage affidavits, in "Marriage Affidavits," 3 f.b. Arr. num. by affidavit no. County Recorder, American Falls.

1917-20
1923-- Outline record of marriage licenses, in "Marriage Licenses," 12 vols. Arr. chron. by date issued. County Recorder, American Falls.

1919-- Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 2 vols. Arr. chron. by date of entry. Probate Judge, American Falls.

SHOSHONE COUNTY

1885-- Record of licenses and certificates, in "Marriage License Record," 14 vols. Arr. chron. by date recorded. Separate index. County Recorder, Wallace.

1886-- Index to marriage license record, in "Index to Marriage Licenses," 1 vol. Arr. alph. by name of male and by name of female. County Recorder, Wallace.

SHOSHONE COUNTY (Continued) — MARRIAGES

1907-- Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 1 vol. Arr. chron. by date of report. County Recorder, Wallace.

1908-- Reports made by officials performing marriage ceremonies, in "Report of Marriages," 1 f.b. Arr. chron. by date of report. County Recorder, Wallace.

TETON COUNTY

1915-- Record of licenses and certificates, in "Marriage Register," 2 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Driggs.

TWIN FALLS COUNTY

1907-- Record of licenses and certificates, in "Record of Marriage Licenses and Certificates," 12 vols. Arr. chron. by date of entry. Vol. 1, indexed alph. by name of male and by name of female; vols. 2-12, indexed in "General Index." County Recorder, Twin Falls.

1907-19 Record of reports made by officials performing marriage ceremonies, in "Birth, Death and Marriage Register," 1 vol. Arr. num. by registration no. and chron. thereunder by date of entry. Indexed alph. by name of male and by name of female. Also contains births and deaths. County Recorder, Twin Falls.

1920-- Record of reports made by officials performing marriage ceremonies, in "Marriage Register," 2 vols. Arr. chron. by date of entry. Indexed alph. by name of male and by name of female; separate index, in "General Index." County Recorder, Twin Falls.

1907-- Original marriage affidavits, in "Affidavits for Marriage Licenses," 14 f.b. Arr. chron. by date of filing. Indexed in "General Index." County Recorder, Twin Falls.

1913-- Record of marriages performed by the probate judge, in "Marriage Register," 3 vols. Arr. chron. by date of entry. Probate Judge, Twin Falls.

VALLEY COUNTY — MARRIAGES

1917-- Record of licenses and certificates, in "Marriage Record License and Certificates," 1 vol. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Cascade.

1917-- Record of reports made by officials performing marriage ceremonies, in "Marriage Record," 2 vols. Arr. chron. by date of report. Indexed alph. by name of male and by name of female. County Recorder, Cascade.

1917-- Original marriage affidavits, in "Marriage License Affidavit," 2 f.b. Arr. chron. by date of filing. County Recorder, Cascade.

1932-- Reports made by officials performing marriage ceremonies, in "Reports of Marriages - Certificates Old Age Pensions," 1 f.b. Arr. chron. by date of filing. County Recorder, Cascade.

1930-- Record of marriages performed by the probate judge, in "Marriage Register," 3 vols. Arr. chron. by date of entry. Probate Judge, Cascade.

WASHINGTON COUNTY

1907-- Record of reports made by officials performing marriage ceremonies, in "Register of Marriages," 2 vols. Arr. num. by record no. and chron. thereunder by date of filing report. Indexed alph. by name of male and by name of female. County Recorder, Weiser.

1879-- Record of licenses and certificates, in "Marriage Record," 13 vols. Arr. chron. by date recorded. Indexed alph. by name of male and by name of female. County Recorder, Weiser.

1879-- Index to marriage licenses, marriage certificates, and affidavits, in "Index to Marriage Licenses," 1 vol. Arr. alph. by name of male and chron. thereunder by date of filing. County Recorder, Weiser.

DIVORCES

Divorce, like marriage, is considered in the Idaho Code Annotated under the head of "Domestic Relations." Annulment of marriages is in the same legal category as divorce. (I.C.A. 1932, title 31.) The theoretical difference is that the action to annul is based on the fact that one or both of the contracting parties were incompetent to marry under the law, while divorce actions are instituted on the theory that though the marriage was legal, the presence of certain circumstances has rendered it unsuccessful and action has been instituted to terminate the contract. For statistical purposes it would appear that annulled marriages should be considered as a deduction from total marriages performed rather than as an addition to divorces granted. However, the matter of statistics on divorces and annulments has not been treated under the law. The laws relative to divorce and annulment determine the relationship of the parties as regards property and offspring. It follows therefore that the records which are kept reflect this legal approach to the subject.

The district court was given jurisdiction in divorce cases by an act passed by the first Territorial Legislative Assembly in 1864 (L.T.I. 1863-64, sec. 22, p. 616). This jurisdiction was not made exclusive until 1867 (L.T.I. 1866-67, ch. 10, sec. 1, p. 69). In the interim, the Legislative Assembly granted some divorces, the records of which are found in the Territorial Session Laws of this period. Strangely enough even after 1867, when exclusive jurisdiction had been given to the court, the Territorial Legislative Assembly introduced and passed a few bills granting divorces to certain parties. A specific example of this was the divorce by legislative enactment of Mary A. and Geo. Chapman (L.T.I. 1870-71, p. 81).

Divorce and annulment actions are filed in the district court in the same manner as other civil cases. The clerk of the district or his deputy enters the action on the records on the basis of a complaint which has been presented. The action goes through the court in the regular manner and the judgment of the court is recorded in a judgment book for which legal provision is made (L.T.I. 1863-64, title 5, ch. 8, sec. 204; I.C.A. 1932, 7-1105). There are no separate records kept for divorce judgments. All civil judgments are recorded in the same series. No provision has been made for a central agency to which to report divorce and annulment cases for statistical purposes. The only records for which legal provision has been made are scattered throughout the various counties. It will be noted that in some instances the period covered by the judgment book antedates the creation of the county. This is accounted for by transcriptions over the earlier period but it does not necessarily mean that decrees of divorce have been transcribed, as the necessity of transcriptions was based on a record of judgments that were still unsatisfied or that affected or might affect the title to real estate.

The Bureau of Vital Statistics in Idaho has been collecting data from the various counties on the number of divorce cases filed in the district courts since 1937. Inquiries are sent to the clerk of the

Divorces

district court in each county each year asking that all divorce suits filed within that year be enumerated and reported to the Bureau. This is a voluntary and extra-legal action both on the part of the Bureau of Vital Statistics and of that of the reporting agencies. How accurate these statistics may be depends on the care with which the enumeration and report is made by the clerks in the various counties. Since it is not required by law, the permanency of this reporting depends on the personnel in the Bureau of Vital Statistics. The commendable practice may be continued indefinitely, or it may be dropped at any time.

There is no specific legal provision designating the fee which will be charged for a transcript of a divorce judgment. Ordinarily $0.20 per "folio" of each 100 words is charged for making the copy and an additional $0.50 for the certificate of true copy.

DIVORCES
COUNTY RECORDS

ADA COUNTY

1865-- Record, in "Judgment Record," 35 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Boise.

ADAMS COUNTY

1890-- Record, in "Judgment Book," 3 vols. Arr. chron. by date of entry. Indexed only through "Judgment Docket." Clerk of the District Court, Council.

BANNOCK COUNTY

1891-- Record, in "Judgment Book," 13 vols. Arr. chron. by date of entry. 1 vol. indexed alph. by name of plaintiff; 12 vols. indexed only through "Judgment Docket." Clerk of the District Court, Pocatello.

BEAR LAKE COUNTY

1878-- Record, in "Judgment Book," 3 vols. Arr. chron. by date of judgment. Indexed only through "Judgment Docket." Clerk of the District Court, Paris.

BENEWAH COUNTY

1911-- Record, in "Judgment Record," 4 vols. Arr. chron. by date recorded. Separate index. Clerk of the District Court, St. Maries.

1911-- Index to judgment record, in "Index to Civil and Criminal Cases," 1 vol. Arr. alph. by name of plaintiff. Clerk of the District Court, St. Maries.

BINGHAM COUNTY

1885-- Record, in "Judgments," 11 vols. Arr. chron. by date of hearing or decree 1885-1921; arr. chron. by date of entry 1922--. Indexed alph. by name of plaintiff 1885-1921; indexed alph. by name of plaintiff and by name of defendant 1922--. Clerk of the District Court, Blackfoot.

BLAINE COUNTY

1865-- Record, in "Judgment Book," 10 vols. Arr. chron. by date of entry. Separate index. Clerk of the District Court, Hailey.

BLAINE COUNTY (Continued) — DIVORCES

1865-- Index to judgment book, in "Index to Judgments," 2 vols. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Hailey.

BOISE COUNTY

1865-- Record, in "Judgment Docket Record," 7 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Idaho City.

BONNER COUNTY

1891-- Record, in "Judgment Record," 10 vols. Arr. chron. by date of entry. Indexed only through "Judgment Docket." Clerk of the District Court, Sandpoint.

BONNEVILLE COUNTY

1891-- Record, in "Judgment Record," 11 vols. Arr. chron. by date recorded. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Idaho Falls.

BOUNDARY COUNTY

1882-- Record, in "Judgment Record," 7 vols. Arr. chron. by date recorded. Indexed only through "Judgment Docket." Clerk of the District Court, Bonners Ferry.

BUTTE COUNTY

1883-- Record, in "Judgment Record," 1 vol. Arr. chron. by date of judgment. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Arco.

CAMAS COUNTY

1917-- Record, in "Judgment Record," 2 vols. Arr. chron. by date of judgment. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Fairfield.

CANYON COUNTY

1893-- Record, in "Judgment Record," 15 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Caldwell.

CARIBOU COUNTY — DIVORCES

1891-- Record, in "Judgment Record," 2 vols. Arr. chron. by date of entry. Indexed only through "Judgment Docket." Clerk of the District Court, Soda Springs.

CASSIA COUNTY

1880-- Record, in "Judgment Record," 9 vols. Arr. chron. by date filed for record, Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Burley.

CLARK COUNTY

1885-- Record, in "Judgment Record," 2 vols. Arr. chron. by date of entry. Separate index. Clerk of the District Court, Dubois.

1885-- Index to judgment record, in "Judgment Index," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Dubois.

CLEARWATER COUNTY

1911-- Record in "Judgment Book," 2 vols. Arr. chron. by judicial days and num. thereunder by decree no. Indexed only through "Judgment Docket." Clerk of the District Court, Orofino.

CUSTER COUNTY

1881-- Record, in "Judgment Record," 4 vols. Arr. chron. by date of hearing. Separate index. Clerk of the District Court, Challis.

1881-- Index to judgment record, in "Index to District Court Judgment Docket," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Challis.

ELMORE COUNTY

1889-- Record, in "Judgment Record," 7 vols. Arr. chron. by date filed. Indexed alph. by name of plaintiff and by name of defendant 1889-1900; separate index 1901--. Clerk of the District Court, Mountain Home.

1901-- Index to judgment record, in "Index to Judgments," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Mountain Home.

FRANKLIN COUNTY — DIVORCES

1877-- Record, in "Judgment Record," 2 vols. Arr. chron. by date filed. No index 1877-1913; separate index 1914--. Clerk of the District Court, Preston.

1914-- Index to judgment record, in "Index to Judgments," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Preston.

FREMONT COUNTY

1891-- Record, in "Judgment Book," 7 vols. Arr. chron. by date filed. Separate index. Clerk of the District Court, St. Anthony.

1891-- Index to judgment book, in "Index to Judgments," 1 vol. Arr. chron. by name of plaintiff and by name of defendant. Clerk of the District Court, St. Anthony.

GEM COUNTY

1910-- Record, in "Judgment Record, Gem County, Idaho," 5 vols. Arr. chron. by date filed. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Emmett.

GOODING COUNTY

1913-- Record, in "Judgments," 6 vols. Arr. chron. by date filed. Separate index. Clerk of the District Court, Gooding.

1913-- Index to judgments, in "Index to Judgments Gooding Co.," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Gooding.

IDAHO COUNTY

1862-- Record, in "Judgment Record," 10 vols. Arr. chron. by date of entry. No index 1862-88; separate index 1889--. Clerk of the District Court, Grangeville.

1889-- Index to judgment record, in "Index to Judgment Record," 2 vols. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Grangeville.

JEFFERSON COUNTY

1891-- Record, in "Judgment Record," 5 vols. Arr. chron. by date of entry. Separate index. Clerk of the District Court, Rigby.

JEFFERSON COUNTY (Continued) — DIVORCES

Not dated — Index to judgment record, in "Index to Judgment Record," 1 vol. Arr. alph. by name of plaintiff and by name of defendamt. Clerk of the District Court, Rigby.

JEROME COUNTY

1919-- — Record, in "Judgment Record," 4 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant; also separate index. Clerk of the District Court, Jerome.

1919-- — Index to judgment record, in "Index to Judgments," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Jerome.

KOOTENAI COUNTY

1883-- — Record, in "Judgment Record," 18 vols. Arr. chron. by date of entry. Indexed only through "Judgment Docket." Clerk of the District Court, Coeur d'Alene.

LATAH COUNTY

1883-- — Record, in "Judgment Book," 9 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Moscow.

LEMHI COUNTY

1869-- — Record in "Judgment Book," 4 vols. Arr. num. by case no. Indexed alph. by name of plaintiff. Clerk of the District Court, Salmon.

LEWIS COUNTY

1896-- — Record, in "Judgment Record," 3 vols. Arr. chron. by date of entry. Separate index. Clerk of the District Court, Nezperce.

1896-- — Index to judgment records, in "Index to Judgment Record," 1 vol. Arr. alph. by name of plaintiff. Clerk of the District Court, Nezperce.

LINCOLN COUNTY

1887-- — Record, in "Judgment Book," 7 vols. Arr. chron. by date of entry. Separate index. Clerk of the District Court, Shoshone.

LINCOLN COUNTY (Continued) — DIVORCES

Not dated — Index to judgment book, in "Index to Civil Judgments," 1 vol. Arr. alph. by name of plaintiff. Clerk of the District Court, Shoshone.

MADISON COUNTY

1914-- — Record, in "Judgment Book," 5 vols. Arr. chron. by date of entry. Indexed only through "Judgment Docket." Clerk of the District Court, Rexburg.

MINIDOKA COUNTY

1913-- — Record, in "Judgments Civil," 4 vols. Arr. num. by case no. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Rupert.

NEZ PERCE COUNTY

1864-- — Record, in "Judgment Book," 12 vols. Arr. num. by case no. Indexed alph. by name of plaintiff 1864-1922; separate index 1923--. Clerk of the District Court, Lewiston.

1923-- — Index to judgment book, in "Judgment Index," 1 vol. Arr. alph. by name of plaintiff. Clerk of the District Court, Lewiston.

ONEIDA COUNTY

1873-- — Record, in "Judgment Book," 5 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Malad.

OWYHEE COUNTY

1889-- — Record, in "Judgment Book," 5 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Murphy.

PAYETTE COUNTY

1893-- — Record, in "Judgment Record," 6 vols. Arr. chron. by date of entry. Indexed only through "Judgment Docket." Clerk of the District, Payette.

POWER COUNTY

1882-- — Record, in "Judgment Record," 4 vols. Arr. chron. by date filed for record. Indexed only through "Judgment Docket." Clerk of the District Court, American

SHOSHONE COUNTY — DIVORCES

1863-- Record, in "Judgment Record," 8 vols. Arr. chron. by date of entry. Indexed only through "Judgment Docket." Clerk of the District Court, Wallace.

TETON COUNTY

1892-- Record, in "Judgment," 3 vols. Arr. chron. by date filed for record. Separate index. Clerk of the District Court, Driggs.

1892-- Index to judgments, in "Index to Judgments," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Driggs.

TWIN FALLS COUNTY

1907-- Record, in "Judgment Book," 19 vols. Arr. chron. by date of entry. Indexed alph. by name of plaintiff and by name of defendant 1907-25; indexed only through "Judgment Docket" 1926--. Clerk of the District Court, Twin Falls.

VALLEY COUNTY

1892-- Record, in "Judgment Record," 2 vols. Arr. chron. by date of entry. Separate index. Clerk of the District Court, Cascade.

1892-- Index to judgment record, in "Index to Judgment Record," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Cascade.

WASHINGTON COUNTY

1880-- Record, in "District Court Judgment Record," 9 vols. Arr. chron. by date of entry. Separate index. Clerk of the District Court, Weiser.

1880-- Index to judgment record, in "Index to District Court Judgments," 1 vol. Arr. alph. by name of plaintiff and by name of defendant. Clerk of the District Court, Weiser.

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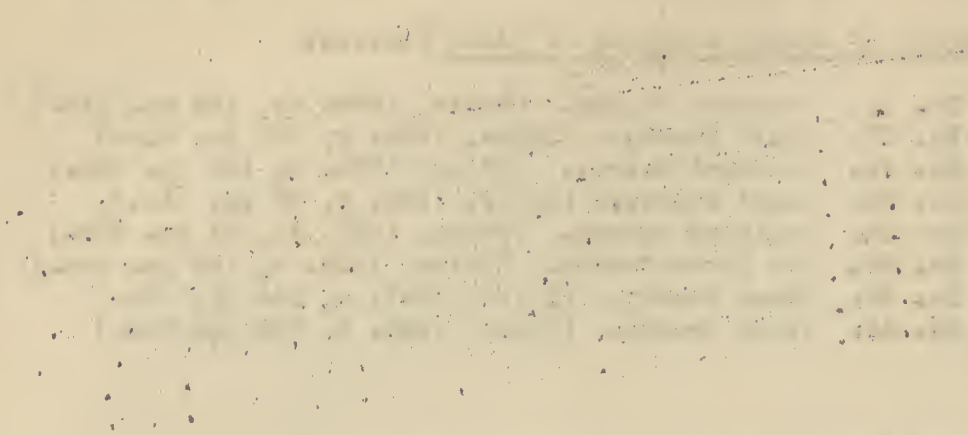
No. 11. Boundary County. (Boise, 1939. iv, 139 pp. Mim.)
No. 17. Clark County. (Boise, 1940. v, 115 pp. Mim.)
No. 28. Kootenai County. (Boise, 1939. v, 199 pp. Mim.)
No. 30. Lemhi County. (Boise, 1938. v, 66 pp. Mim.)
No. 34. Minidoka County. (Boise, 1937. ii, 51 pp. Mim.)
No. 35. Nez Perce County. (Boise, 1939. v, 194 pp. Mim.)
No. 39. Power County. (Boise, 1941. v, 144 pp. Mim.)
No. 41. Teton County. (Boise, 1940. v, 123 pp. Mim.)

Series of American Imprints Inventory

No. 13. A Check List of Idaho Imprints 1839 to 1890. (Chicago, 1940. 74 pp. Mim.)

Directory of Churches and Religious Organizations in Idaho. (Boise, 1940. v, 129 pp. Mim.)

Guide to Public Vital Statistics Records in Idaho (State and County). (Boise, 1942. iv, 47 pp. Mim.)



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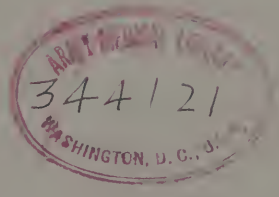

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